

TITLE OF CASE					ATTORNEYS					
THE UNITED STATES vs. William Clarence Tucker and Clarence Junior Burke					For U. S.: Hubert H. Bryant Assistant U. S. Attorney					
					For Defendant: Robert G. Brown (Tucker) 500 West 7th Street Tulsa, Okla. 74119					
					Dennis J. Downing (Apptd.) Franklin Building Tulsa, Oklahoma 74103					
STATISTICAL RECORD		COSTS		DATE	NAME OR RECEIPT NO.		REC.		DISB.	
J.S. 2 mailed 10-2-67		Clerk								
J.S. 3 mailed 10-31-67(2)		Marshal								
Violation Attempt to derail a train Title 18		Docket fee								
Sec. 1992 and 2										
DATE		PROCEEDINGS								
9-14-67		Indictment, filed in open Court. b								
9-14-67		Record vote of the grand jury, filed in open Court. b								
9-14-67		Ordered by the Court that the bonds of the defendants are fixed in the sum of \$1,500.00 each, (Allen E. Barrow - Judge) b								
9-26-67		Defendants each present in person and represented. Defendant William Clarence Tucker arraigned, receives copy of Indictment and enters plea of NOT GUILTY. Defendant Clarence Junior Burke arraigned, receives copy of Indictment and enters plea of NOT GUILTY. Defendants each granted 10 additional days in which to file motions, and case as to both defendants set for Jury Trial on Monday, 10-16-67 at 9:30 A.M. (AEB-J)h								
10-6-67		Motion to quash indictment and dismiss prosecution and motion to suppress evidence and dismiss prosecution filed by defendant. (Memorandum of authorities attached)h (as to def. Wm. Tucker)								
10-6-67		Motion for disclosure of matters occurring before Grand Jury-motion of discovery and inspection filed. h (as to def. Clarence Burke)								
10-6-67		Motion to quash indictment and dismiss prosecution and motion to suppress evidence and dismiss prosecution filed by defendant Burke.h								
		(OVER)								

DATE	PROCEEDINGS
10-9-67	Supplemental brief in support of defendant's motion to quash indictment and dismiss prosecution, filed. b
10-10-67	Response to Defendant, William Clarence Tucker's Motion to Quash Indictment, dismiss prosecution, and suppress evidence, filed. e
10-10-67	Response to Defendant, Clarence Junior Burke's Motion to Quash Indictment, dismiss prosecution, and suppress evidence, filed e
10-16-67	Response to defendant Clarence Junior Burke's motion for disclosure of matters occurring before Grand Jury - Motion of discovery and inspection, filed. ds
10-16-67	Case called for jury trial. Court orders that this case stricken from docket of this date and reset for jury trial on Tuesday, October 17, 1967 at 9:30 A.M. (AEB-J)h
10-20-67	Return on subpoenas to testify, filed. Served James Earl Lewis at Tulsa, Oklahoma, on 10-6-67. \$2.00. Served Tom Jack Henry, Oran P. Henry, at Oklahoma City, Okla, on Oct. 10, 1967. \$6.00. Served Hubert Kinnear at Chandler, Oklahoma on 10-10-67. \$16.68. ds
10-19-67	Case called for trial. Defendants each present in person and represented. Case tried 10-17, 18, & 19-67. Hearing held on motions. Motion of defendant Wm. Tucker to quash indictment and dismiss prosecution and motion to suppress evidence and dismiss prosecution overruled. Motion of defendant Clarence Jr. Burke to quash indictment and dismiss prosecution and motion to suppress evidence and dismiss prosecution overruled. Motion of defendant Burke for disclosure of matters occurring before Grand Jury and motion of discovery and inspection overruled. Motions renewed and overruled. Defendants each move for acquittal. Motions taken under advisement. Jury returns with verdict of GUILTY as to defendant Clarence Junior Burke. Jury returns with verdict of GUILTY as to defendant Wm. Clarence Tucker. Verdicts received, read and filed in open court. Jury discharged. Defendants each present and represented; the government represented. Motion of defendant Wm. Clarence Tucker for acquittal overruled. Motion of defendant Clarence Jr. Burke for acquittal is sustained and defendant DISCHARGED.
	Judgment and Sentence- Wm. Clarence Tucker
	Probation- 2 years from this date.
	FURTHER ORDERED that the Marshal directed to see that defendant be transported to Hampton, W. Virginia and allow defendant \$5.00 per day until he reaches his destination, and a condition of probation is that the defendant repay the USM within a period of 6 months. Defendant Tucker advised of his right of appeal. (Allen E. Barrow-Judge)h
10-19-67	Order to Marshal to advance subsistence fee filed. (AEB-J) e
10-19-67	Order of Probation as to Tucker filed and entered. h
10-19-67	Two c.c. of above order delivered to Prob. Office.h
10-19-67	Order of acquittal as to Burke filed and entered. (AEB-J)h
8-22-68	Report and order terminating probation prior to original expiration date, filed. (Allen E. Barrow - Judge) b